

1 DANIEL J. BERGESON, Bar No. 105439
dbergeson@be-law.com

2 HWAY-LING HSU, Bar No. 196178
hhsu@be-law.com

3 BERGESON, LLP
303 Almaden Boulevard, Suite 500
4 San Jose, CA 95110-2712
Telephone: (408) 291-6200
5 Facsimile: (408) 297-6000

6 Attorneys for Defendants
RICHARD J. SHANLEY;
7 WEAR THE BEST, INC.; STIR CHEF LLC

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 ARDENTE, INC. a California corporation,

14 Plaintiff,

15 vs.

16 RICHARD J. SHANLEY, an individual; WEAR
THE BEST, INC., a Connecticut corporation;
17 STIR CHEF LLC, aka STIRCHEF LLC, a
dissolved Connecticut limited liability company;
18 DYNAMIC LIVING, INC., a Connecticut
corporation; and DOES 1 through 20, inclusive,

19 Defendants.
20
21
22
23
24
25
26
27
28

Case No. C07-04479 MHP

**STIPULATION AND
[PROPOSED] ORDER**

Case Filed: August 29, 2007

1 WHEREAS, counsel for the parties in the above-captioned action previously stipulated,
2 and this Court ordered, that the parties would participate in court-sponsored mediation by no later
3 than 30 days from the date of the Court's order referring the case to mediation; and

4 WHEREAS, counsel have conferred with the ADR office staff and been informed that the
5 potential mediators agreed to by the parties were not available within the 30 day deadline; and

6 WHEREAS, a mediator has been appointed who is available before January 31, 2008, and
7 the parties wish to stipulate that the mediation deadline be extended to January 31, 2008; and

8 WHEREAS, a case management conference ("CMC") is scheduled for December 17, 2007
9 at 4:00 p.m. in Courtroom 15 of this Court, and CMC statements are due for filing in anticipation
10 thereof on December 7, 2007.

11 THEREFORE, the parties hereby stipulate, and request an order from this Court, as
12 follows:

13 (1) The deadline for mediation is extended to and includes January 31, 2008.

14 (2) The case management conference is continued from December 17, 2007 to
15 February 26, 2008, or such date as may be convenient to the Court, at 4 p.m. in Courtroom 15 of
16 this Court, with CMC statements due 10 days prior.

17 SO STIPULATED.

18 Dated: November 27, 2007

BERGESON, LLP

19 By: Hway-Ling Hsu
20 Hway-Ling Hsu

21 Attorneys for Defendants
22 RICHARD J. SHANLEY;
23 WEAR THE BEST, INC.; and
24 STIR CHEF LLC

25 Dated: November 27, 2007

ERIC J. SIDEBOTHAM, APC

26 By: Eric J. Sidebotham
27 Eric J. Sidebotham
28 Attorneys for Plaintiff
ARDENTE, INC.

1 IT IS SO ORDERED.

2
3 Dated: _____, 2007

By: _____
United States District Judge